

THE INDEPENDENT

Helena, Mont., Jan. 16, 1889

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OFFICIAL PAPER OF MONTANA AND
LEWIS AND CLARKE COUNTY.

The INDEPENDENT has a larger daily circulation than any newspaper between St. Paul and Portland and a larger circulation than any other two daily papers published in Montana. It has no press room secrets; its subscription books are open to inspection, and it is always ready to prove that its circulation is as represented.

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INSPIRING CRIME.

The Voice, the organ of the national prohibition party and which is published at New York, appeared last week ablaze, metaphorically, with indignant accusations and proofs, in the form of facsimile letters and affidavits, that during the presidential campaign Messrs. Quay, Clarkson and Dudley, of the republican national committee, had bribed two employees of the Voice to steal and deliver to them a copy of the mailing list of the Voice, in order that its subscribers might be worked upon directly to quit the prohibition for the republican party. The correspondence published in facsimile shows that the men were paid \$250 for the list, although when first approached on the subject they had agreed to commit the theft for \$150. Clarkson, who concluded the deal, expressing himself so well satisfied that he added \$100 to the bribe originally agreed upon. Clarkson was the man who attempted in 1881 to bribe ex-Gov. John P. St. John, the prohibition nominee for president, to withdraw, and Dudley was the author of the "blocks of five" scheme to carry Indiana for Harrison by the use of money corruptly, while Quay's reputation gives color to the charge so far as he is concerned. The mailing list of a newspaper or other publication is as exclusively the property of the publishers as is the office desk or the office safe. The bribing of employees to steal the list was as much a crime, morally and legally, as the inciting to burglary in any other direction. In descending to the cracksmen methods the managers of the party of great moral ideas are merely keeping pace with the rapid degeneracy that has marked the course of the party since 1868.

SOUND SENSE.

The INDEPENDENT heartily endorses the following from the editorial columns of last evening's Herald, and commends it to the attention of the legislative assembly. It is in harmony with articles which have been printed in this paper recently:

"There is one change in our school law that transcends in importance all others, and that is to provide a larger board of trustees for such districts as Butte and Helena. That the vast and precious interests, financial and educational, of so large constituencies should continue to be managed by three individuals holding so little direct accountability to their constituents is abnormal and unjust both to the school boards and the people. Without deranging the whole law, which has generally worked well, the larger cities might be provided with an independent system, providing for the management of their school affairs by a larger board partly chosen on a general ticket and partly by the several wards. We believe it a much better policy to attempt to mend the principal defects in the present law than attempt to recast the whole."

The editor of the Montana Christian Advocate has permitted his angry passions to rise, and while unduly excited has given expression in writing to language which, out of consideration for the gentleman's feelings in calmer moments, the INDEPENDENT has spared him the mortification of seeing in type. If the brother really thinks the INDEPENDENT has done him an injustice this journal in all candor is willing to admit, if he so desires, that his defeat for the house chaplaincy was not due to political considerations but rather to the sponsorship of his candidacy by the distinguished member from Lewis and Clarke, Judge Joseph Davis.

The decision of the United States supreme court on Monday in the case of Farnsworth against the territory of Montana, in which the claim of the territory of the right to tax commercial travelers is overruled, was forecast in the annual address before the Montana Bar association a year ago by Judge Blake, the retiring president, and formerly associate justice of the supreme court of this territory, who at that time clearly showed the untenable position the legislative assembly had assumed by enacting the law which has now been set aside.

The president has nominated Thomas J. Anderson, of Iowa, to be associate justice of Utah, instead of chief justice of Montana, as had been expected. It was ascertained by an INDEPENDENT reporter yesterday that the name of A. G. Davies, of this city, was being considered by the president as a possible nominee

for the position on the Montana bench now occupied by Judge McConnell, but in view of the miscarriage of several anticipations recently regarding this office no one would be justified in predicting what the president will do in the premises. Mr. Davies is a comparatively recent arrival in Montana, whither he came from Arkansas, where he enjoyed an acquaintance with Attorney-General Garland, which fact may possibly have some influence in deciding the question of his selection.

GOV. LESLIE'S MESSAGE.

The message of Gov. Preston H. Leslie to the territorial legislative assembly is printed in this issue of the INDEPENDENT. It is a long document, but those who read it will be amply repaid by noting the able treatment he has given public questions and the many valuable suggestions it contains. A number of the subjects discussed and recommendations made by the governor have been anticipated by editorials in the INDEPENDENT in the weeks immediately preceding the meeting of the legislature—as the enactment of a registration law and the amendment of the election laws, the codification of the statutes, etc. Upon those subjects there should be no difference of opinion on the principles involved, although members may not agree upon the best plans to be adopted for the correction of existing evils.

The governor forcibly calls attention to the need of a reform school to which boys and girls of tender years, just entering upon a career of crime, may be committed. Such institutions are a necessity in every state and territory, and there should be no delay in initiating measures for the establishment of one at some convenient point in the territory at once.

While Gov. Leslie's reasons for condemning the system that permits of penal incarceration without hard labor do not agree with the recent investigations in the largest state prisons of the east, there is no doubt that convicts should be compelled to labor during a reasonable number of hours of each week day. The governor's language would imply—that may possibly be the case in an institution where there are but few inmates—that the absence of the labor feature of penal servitude is conducive to the enjoyment of the convicts; but in prisons where the convicts are numbered by the hundreds the case is different, for the abolition of labor has worked to the virtual substitution of confinement in cells for twenty-two hours out of every twenty-four. Whichever view of the subject is taken, however, workshops should be established in connection with penal and reformatory institutions.

The governor's suggestion that a board of equalization should be established is a wise one, and the only wonder is how so proper and necessary a board was not long ago instituted by act of legislature. The inequality between assessments in different counties, upon the same classes of property is everywhere apparent.

The governor's treatment of the gambling and Sunday-observance questions is prompted by a thorough conviction on his part of the necessity for reform in the laws on those subjects, in which he has the sympathy and support of a large and rapidly growing class in this territory. The looseness with which the laws have been drawn has permitted a license in the prosecution of gambling especially that was never contemplated when the system was adopted of allowing gaming under sanction of law. The INDEPENDENT some weeks ago called attention to the fact that while the Compiled Statutes prohibited certain so-called games of chance which are generally conceded to be unfair they are licensed under an act of the extra session, and to-day, under the ruling of the former county attorney, the county is licensing tables at which the most barefaced robbery is perpetrated hourly. The very least that the legislature can do is to strictly prohibit, under penalty, the playing of unfair games, and if it can be brought to take the governor's view of the subject as a whole, so much the better.

The recommendation that the salary of the superintendent of public instruction be increased and that he be granted suitable assistance in the prosecution of his very important duties will not be seriously opposed in any quarter where the good of the young is considered. It is essential that the educational advantages of the territory be extended, and that the efficiency of teachers be increased by all practicable means.

The general reader will be given a wider knowledge of the territory by a careful perusal of Gov. Leslie's message, which is presented in its entirety in order that every subscriber of the INDEPENDENT may read and judge for himself of the merits of its suggestions, which he could not do intelligently upon an abstract of the document.

DELEGATE TOOLE made a decided hit in the house of representatives at Washington, yesterday, in his speech on the admission of the territories. It is matter of regret that the territory is soon to lose the services of Mr. Toole, who has been a zealous and efficient advocate in congress of any measure that was calculated to add to the prosperity of Montana.

The INDEPENDENT's extra containing the governor's message was upon the streets yesterday almost before the read-

ing of the document was completed. Copies of the extra were also distributed about the same time at Bozeman, Townsend, Empire, Marysville, Granite, Missoula, Virginia City, Stevensville and other places in the territory, in order that the residents of those towns might be duly apprised on what subjects the governor advised action by the legislative assembly.

IT DIDN'T STICK.

The Sale of a Grocery and Liquor Store by Sam Herz to His Uncle.

A case was tried before Judge McConnell sitting in chambers which attracted a number of spectators as well as interested persons. The case was that of William Weinstein & Co. vs. Samuel Herz et al. on the motion to dissolve the temporary restraining order and for the appointment of a receiver. The case was concluded about 9 o'clock last evening, the judge granting the prayer of the petitioners but will not appoint a receiver until this morning. The particulars gleaned from evidence adduced in court go to show that Herz was in the employ of Weinstein & Co., and wishing to branch out in business the firm opened a branch house in the International block, which was called the Kentucky Liquor company. The stock consisted of wines, liquors and groceries and was valued at something over \$5,000. Herz was installed as manager, and the contract was that he should share with the Weinstein's in the net proceeds, share and share alike, and was allowed to draw \$15 per month from the firm for individual expenses.

Herz claims that on Dec. 3, last, the Weinstein's sent up a lot of groceries to the branch house, the selling price of which was marked less than cost, and he made a vigorous protest against it, not knowing where he was to receive any benefits from the sale of goods sold at less than cost price. From that time frequent bickerings occurred, and Herz said, feeling he was getting the worst of it, consulted legal advice, and was told he had the right to sell the goods. Acting upon this advice he sold out Jan. 11, to his uncle, B. J. Siessinger, for \$4,000, taking his pay in four \$1,000 notes, the last one having two years from date to run.

When the Weinstein's heard of the transaction they tried to get possession of the store but were denied admittance and hence the suit.

A Home Enterprise.

At the express office yesterday could be seen piles of canvass bags which contained fire-clay from the Montana Fire Brick and Clay company of this city. These were addressed to all the principal mills, smelters and foundries of the west, many bags being for Butte. H. E. Brunell, the dry goods merchant, is president of this company. To a reporter he said: "These sacks contain samples of a highly improved quality of fire clay, which we shall endeavor to introduce for general use. For smelters it has been proven by actual test to stand three days longer than the imported article which is mostly used. We have an unlimited supply, and propose to furnish it at rates greatly below that paid for the fire clay sent from abroad, if it shall meet with satisfaction, and on this point I have no doubts. A local foundry is using it for lining boilers, and pronounces it first-class."

Real Estate Transfers.

The following real estate transfers were filed in the recorder's office yesterday:

James McLeod to Albert S. Hovey, the NW 1/4 of the SW 1/4, and the NW 1/4 of the SW 1/4, sec. 33, tp. 10, n. r. 3, s. 60
John Trevel and Josephine Ver Valt to J. J. Sanford, block 76, Northern Pacific addition and S. block 76, Northern Pacific addition 600
Josephine Ver Valt to Pauline P. Fardeau, one-half interest in lot 2 and S. block 76, Northern Pacific addition 300
Richard Lockyer et al. to Emma Belle Carver, lot 4, block 73, Northern Pacific addition 275
George H. Platt et al., trustees, to Frank A. McCallister, lot 1, block 54, Northern Pacific addition 450
E. E. Hovey to J. J. Finley, block 54, Northern Pacific addition 600
Northern Pacific Railway company to Fredrick Ganser, NW 1/4 sec. 2, tp. 11, n. r. 3, s. 60, 320 acres 1,750
Johanna Finn to A. T. Bayliss, one-third interest in stahl & Pearson placer ground, Garfield county, Lewis 1,500
Clarke county

A Big Incorporation.

Articles of incorporation of the Iron Mountain company have been filed with the territorial secretary. The object of the company is to carry on a general mining business, to purchase, sell and work mines, and principally near Iron Mountain, Flat Creek, Missoula county. The capital stock is \$5,000,000, divided into 500,000 shares at a par value of \$10 each. The directors are Thomas Cruse, Robert S. Hale, Samuel T. Hauser, James K. Pardee, Angus McDonald, Chas. K. Wells and Samuel Word.

Territorial Supreme Court.

Order of court admitting Judge M. J. Liddell, Judge N. W. McConnell and Judge E. J. Conger to practice at the territorial bar.

On motion John J. Walsh was admitted to practice in the territorial supreme court. William Davenport vs. T. H. Klein-schmidt; submitted on briefs.

Joseph Fleck et al. vs. Gold Hill and Lee Mining company; argued and submitted.

Helena Motor Railway Company.

At the annual meeting of the Helena Motor Railway company the following directors were elected: J. J. Palmer, Wm. Muth, R. C. Wallace, J. P. Porter, J. B. Sanford, H. B. Palmer and W. E. Cullen. The following officers were chosen for the coming year: President, William Muth; vice-president, R. C. Wallace; treasurer, J. B. Sanford; secretary, H. B. Palmer.

A Card of Thanks.

The officers and members of Mountain Home Lodge No. 31, I. O. O. F. extend to Brother R. H. Beckwith their sincere thanks for the valuable assistance he rendered during his short visit, and trust he may come again. The best wishes of Mountain Home lodge will ever be with Bro. Beckwith.

A Montana Testimonial.

I injured my eye two years ago, which caused intense pain ever since, and entire loss of vision, and the other eye began failing rapidly. Dr. Parsons, oculist and oculist, Helena, Montana, removed the eye in September, since which time I have had no pain, and the other eye has entirely recovered.

WM. BLAIR,
Custer Station, Mont.

Entitled to the Best.

All are entitled to the best that their money will buy, so every family should have, at once, a bottle of the best family remedy, Syrup of Figs, to cleanse the system when constipated. It is for sale in 50c. and \$1.00 bottles by all leading druggists.

RIGHTS IN SAMOA.

Message of the President Detailing the Action of this Government During the Samoan Troubles.

GERMAN AGGRESSIONS.

The Suspicion Entertained that William's Subjects Want to Control the Island—Congress Called Upon to Use its Powers.

WASHINGTON, Jan. 15.—The president to-day transmitted to both houses of congress a report from the secretary of state, with later correspondence since Dec. 21, 1888, exhibiting the progress of disturbances in Samoa up to the present date. In the message the president says the information thus laid before congress is of much importance, since it has relation to the preservation of American interests and the protection of American citizens and their property in a distant locality and under an unstable and unsatisfactory government. In the midst of the disturbances which have arisen at Samoa such powers have been exercised as seemed to be within executive control under the constitution and laws, and which appear to accord with our national policy and conditioned to restore tranquility and secure the safety of our citizens. Through the negotiations and agreements with Great Britain and Germany, which, with our own government, constitute the treaty powers interested in Samoan peace and quiet, an attempt has been made to define more clearly the part which those powers shall assume in the government of that country, while at the same time its autonomy has been insisted upon. These negotiations were at one time interrupted by such action on the part of the German government as appeared to be an attempt to secure further continuance, Germany, however, still asserts, as from the first she has done, that she has no desire or intention to overturn the native Samoan government or to ignore our treaty rights, and she still invites our government to join in restoring peace and quiet; but thus far her propositions on the subject seem to lead to such a preponderance of German power in Samoa as was never contemplated by the United States, and is inconsistent with every prior agreement or understanding, while her recent conduct as between the native warring factions gives rise to the suspicion that she is not content with a neutral position. Acting under the restraints which our constitution and laws have placed upon executive power, we have insisted that the autonomy and independence of Samoa should be scrupulously preserved, according to the treaty made with Samoa by the powers named and other agreements and understandings with each other.

The recent collision between the forces from the German man-of-war stationed in Samoan waters and a body of natives rendered the situation so delicate and critical that the war ship Trenton, under immediate command of Admiral Kimberly, was ordered to join the Neipse, already at Samoa, for the better protection of the person and property of our citizens, and in furtherance of the efforts to restore order and safety. The attention of congress is especially called to the instructions given Admiral Kimberly, dated on the 11th inst., and the letter of the secretary of state to the German minister dated the 12th inst., which will be found among the papers herewith submitted. By means of the papers and documents heretofore submitted and those accompanying these communications, the precise situation of affairs in Samoa is laid before congress, and such executive action as has been taken is fully exhibited. The views of the executive in respect to the just policy to be pursued with regard to this group of islands, which lie in the direct highway of growing and important commerce between Australia and the United States, have been expressed in the correspondence and documents which have thus been fully communicated to congress, and the subject in its present stage is submitted to the wider discretion conferred by the constitution upon the legislative branch of the government.

The accompanying correspondence referred to by the president was not sent to the house, but accompanied the copy of the letter transmitted to the senate, and has not yet been laid before that body.

Supreme Court Briefs neatly and quickly done at this office.

HELENA IN BRIEF.

G. W. Jackson, music dealer.
James W. Barker, merchant tailor.
Carnations fifty cents per dozen at Wells' conservatory, South Davis street.

Go east via the Montana Central and Manitoba railways, the new sleeping and dining car route to St. Paul and the east. Through trains leave Helena daily at 11:35 a. m.

James M. Barker has moved his tailoring establishment to No. 15 North Main street, the building lately occupied by the Montana Railroad company, and will be glad to have all of his patrons call on him there.

Notice.

T. M. Johnson, formerly in my employ, has endorsed a note with my name, without authority from me, and all persons are warned not to pay him any money on any account.

WM. L. KELLY.

Proposals for Lights.

Proposals for lighting the city for the ensuing year will be received at the office of the undersigned, room 9 Hotel block, until Wednesday, January 16, at 12 o'clock m. Bids should state the rate proposed to be charged per light per month, and the candle power of each light. The city reserves the right to reject any and all bids.

By order of the city council,
C. BUTKIN, City Clerk.
Dated Helena, Mont., Jan. 10, 1889.

DAVENPORT & M'CABE.

COAL
LEHIGH and LACKAWANNA

All Kinds and Grades of Soft, Also, Wood,
OFFICE - - - - - GOLD BLOCK

Telephone 88.

Stockholders' Meeting.

Notice is hereby given that there will be a meeting of the stockholders of the Sun River Coal company at the law office of Ashburn K. Barbour, Masonic Temple, city of Helena, territory of Montana, on Wednesday, February 27th, 1889, at 4 o'clock p. m. of said day, for the purpose of submitting to the stockholders of said company the proposition of increasing the capital stock of said company from three hundred thousand dollars, divided into twenty-five thousand shares, to one million dollars, divided into two hundred thousand shares, of the par value of five dollars each.

ANFON M. HOLTER,
HENRY K. ELLIS,
JOHN D. M. GUYRE,
HENRY M. PARCHEEN,
S. T. HAUSSE,
Trustees.
Dated, Helena, M. T., January 13th, A. D. 1889.

A GRAND

Prize Distribution!

Under the Laws of Montana.

To take place Publicly in the Court House, at Billings, Montana,
Monday, April 15, 1889.

First Prize—The well known and popular

Grand Hotel,

Valued at \$61,000. NOTE—A Warranty Deed for the Hotel and Residences, free from any and all incumbrances, has been placed on deposit in the First National Bank of Billings, to be delivered to the persons holding the lucky numbers on the day of drawing. R. H. MURPHY, Cashier.
H. O. DILLAM, Asst. Cashier.

SECOND PRIZE—A Two-Story Residence Valued at \$5,000.

THIRD PRIZE—One Steinway Grand Piano Valued at \$1,000.

1 Cash Prize\$ 500
10 " Prizes, at \$100 each1,000
20 " " " " " " " " " "2,000
50 " " " " " " " " " "1,000
100 " " " " " " " " " "1,000
100 " " " " " " " " " "500

Aggregate Prizes, \$75,000. 15,000 tickets at \$5 each

N. B.—The President of the Legislative Council, the Speaker of the House of Representatives, and a third person to be selected by the vote of those ticket-holders present at the drawing will supervise the drawing.

Agent wanted in every town in the Territory, at good commissions. Address all Communications to

J. J. NICKEY, Box 178, Billings, Montana.

WE CALL PUBLIC ATTENTION

—TO OUR—

New and Exquisite Perfumes

Something to Please Everyone.

Fine Bath and Toilet Sponges, Elegant Hair Brushes and Combs.
Your Trade Solicited.

POPE & O'CONNOR, DRUGGISTS.

Montana's Own

SOAP.

C. T. PERRY & CO., Makers, Helena.

The Pioneer of the Great West.

COSMOPOLITAN HOTEL,
HELENA, MONTANA.

SCHWAB & ZIMMERMAN, PROPRIETORS.

The Oldest, Most Reliable, Leading First-class Hotel in the Territory.

INTERNATIONAL HOTEL.

ESTABLISHED IN 1865. REBUILT IN 1887.

The Largest Leading Hotel. Has the very Best Accommodations in the city. Rates Reduced; \$2 per day and upwards, according to location of rooms.

M. LISSNER - - - Proprietor.

MONEY SAVED

BY BUYING

DIAMONDS and WATCHES

Of All Grades and Makes

At RINGWALD'S, Op. Cosmopolitan Hotel, Main St.

ELECTRICAL SUPPLIES.

Gas Lighting, Burglar Alarms, Door Bells, Annunciators Etc.

See them in operation. Model making and repairing of Sewing Machines and small machinery a specialty. DENTAL GOODS IN STOCK.

With C. T. MORRELL, Israel Block, Close, etc.

J. F. GIBSON.

INO. STEINMETZ,

Diamonds, watches, Fine Jewelry

MAIN ST. - - - HELENA, M. T.

HELENA LUMBER CO.

(Successors to V. H. Ooombs.)

Rough and Finishing Lumber

AND

FACTORY WORK.

Orders by Mail will receive Prompt Attention. Correspondence solicited. Yard and Factory near N. P. Depot.

Proposals for Water.

Sealed proposals for furnishing the city of Helena with water for fire and sewerage purposes will be received by the undersigned at his office, room 9 Hotel block, in said city, until Thursday, January 17, 1889, at 12 o'clock m. The water to be delivered through hydrants at such points as shall be satisfactory to the city council, and at such pressure as to throw effective fire streams at a distance without the use of fire engines. The contractors will be required to comply with such other conditions as to security, inspection and penalties for failure to perform the contract as the city council may prescribe. The city reserves the right to reject any and all bids.
A. C. BUTKIN, City Clerk.
Dated Helena, Mont., Jan. 9, 1889.

ASHBURN K. BARBOUR,

Attorney and Counselor at Law

MASONIC TEMPLE, HELENA, M. T.

MASSENA BULLARD,

Attorney and Counselor at Law,

HELENA, - - - MONTANA

Will practice in all courts of record in the Territory. Office in Gold Block.